

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**TOMOKO FUNAYAMA**

:

**Plaintiff,**

:

**CIVIL ACTION**

**v.**

:

**No. 13-cv-2667**

**CITY OF PHILADELPHIA,**

:

**MICHAEL LAWSON, ROBERT**

:

**KLINEBURGER, RORY O.**

:

**CONNAUGHTON, NICHIA**

:

**CORPORATION (JAPAN) and**

:

**NICHIA AMERICA CORPORATION**

:

:

**Defendants.**

:

**ORDER**

**AND NOW**, this 25<sup>th</sup> day of November 2013, upon consideration of Defendants Rory Connaughton, Nichia Corporation (Japan) and Nichia America Corporation's motion to dismiss (doc. no. 6), and plaintiff's response thereto (doc. no. 7), **IT IS**

**HEREBY ORDERED:**

- 1.) Defendants' motion to dismiss is **GRANTED**;
- 2.) Plaintiff's claims against Rory Connaughton, Nichia Corporation (Japan) and Nichia America Corporation are **DISMISSED WITH PREJUDICE**; and

3.) Plaintiff's claims against the City of Philadelphia, Michael Lawson and Robert Klineburger based on the Pennsylvania Constitution and the International Convention for the Elimination of Racial Discrimination are **DISMISSED WITH PREJUDICE.**

BY THE COURT

/s/ Lawrence F. Stengel  
LAWRENCE F. STENGEL, J.